

The Public Agenda Session of the Board of Public Works was convened at 10:35 a.m. on March 9, 2006, by Board President, Gary A. Gilot, with Mr. Donald E. Inks present. Mr. Shawn Peterson, Assistant City Attorney, was present. Mr. Carl P. Littrell and Board Attorney Thomas Bodnar were not present. Board of Public Works Clerk Angela Jacob presented the Board with a proposed agenda of items presented by the public and by City Staff.

Board members discussed the following item(s) from that list.

- Safety Reports

Mr. Jack Dillon, Environmental Services; Mr. Andy Wierzbicki, Water Works; and Mr. John Machowiak, Central Services, presented the Safety Report for their respective department.

- Monthly Reports

Mr. Jack Dillon, Environmental Services, and Mr. Andy Wierzbicki, Water Works, presented the Monthly Report for their respective department. In addition, Mr. Dillon presented the goals for Environmental Services.

- Request to Advertise – Drive Replacement – Raw Sewage Pump No. 2

Mr. Jack Dillon, Environmental Services, stated the bids are for the drive replacements for the raw sewage pump No. 2.

- Award Quotation – Repair of Kensington Entrance Wall

Ms. Marcia Qualls, Engineering, stated the repair of the entrance wall is a result of an accident. Mr. Gilot stated the City may cover the repair cost this time, however, in the future, the homeowner's association or adjoining homeowners should be responsible for maintenance and repair of the entrance wall. Further review on this will be required.

- Agreement - Consulting Services for Municipal Water Utility and Sewage Works – Crowe Chizek

Mr. Jack Dillon, Environmental Services, presented the Agreement. The Board is comfortable with the scope of services, however, the additional services beyond the scope would need to be approved by the Controller.

- Agreement – Solid Waste Disposal – Southeast Berrien County Landfill Authority

Mr. Jack Dillon, Environmental Services, explained this is an update to the original Agreement approved in 1995.

- Agreement – LTCP Public Outreach – Perras & Associates

Mr. Jack Dillon, Environmental Services, stated this was a discussion item only. The cities of Elkhart, Mishawaka and South Bend are working together on an agreement for grant funding for public relations on rate increases. The cost of this Agreement would be divided among the three (3) entities. Mr. Dillon will confer with the Controller to work out the financial details.

AGREEMENT SIGNED – EMBEDDED SENSOR PROJECT – WASTEWATER TREATMENT PLANT – MALCOLM PIRNIE

Mr. Gilot stated that the Board is in receipt of the final Agreement for the above referred to project. It was noted that the Board approved the draft Agreement on February 27, 2006, subject to the submittal of the final Agreement. The final document was signed by Board members.

The Clerk was instructed to post the agenda and notify the media and other persons who have requested notice of the meeting agenda. No other business came before the Board. The meeting adjourned at 12:10 p.m.

BOARD OF PUBLIC WORKS

s/Gilot, President

s/Carl P. Littrell, Member

s/Donald E. Inks, Member

ATTEST:

s/Angela K. Jacob, Clerk

REGULAR MEETING

MARCH 13, 2006

The regular meeting of the Board of Public Works was convened at 9:30 a.m. on Monday, March 13, 2006, by Board President Gary A. Gilot, with Mr. Carl P. Littrell and Mr. Donald E. Inks present. Also present was Board Attorney Thomas Bodnar.

AGENDA ITEMS ADDED

Upon a motion made by Mr. Gilot, seconded by Mr. Littrell and carried, the following items were added:

- Elevator Maintenance Contract – Morris Civic/Palais Royale – Otis Elevator
- Proposals – Fiber/Conduit for Metronet Laterals (6) Locations – Trans Tech
- Intent to Award – Police Patrol Vehicles
- Transpo Agreement

APPROVE MINUTES OF PREVIOUS MEETING

Upon a motion made by Mr. Littrell, seconded by Mr. Inks, and carried, the minutes of the agenda session and the regular meeting of the Board held on February 23 and 27, 2006, were approved.

ELECTION OF BOARD OF PUBLIC WORKS PRESIDENT

Upon a motion made by Mr. Inks, seconded by Mr. Littrell and carried, Mr. Gary Gilot was elected Board of Public Works President for year 2006.

PUBLIC HEARING – SALE/EXCHANGE OF PROPERTY – NORTHEAST QUARTER OF SECTION 30, TOWNSHIP 37

Mr. Gilot advised that this was the date set for the Board's Public Hearing concerning the sale and exchange of property near Ireland and Ironwood Roads, the northeast quarter of Section 30, Township 37.

Mr. Bernie Feeney, Lang, Feeney and Associates, South Bend, Indiana, was present, and stated that Lang, Feeney and Associates would like to exchange property with the City of South Bend and execute the deeds associated with the exchange. Mr. Feeney stated Ullery Development, Lang Feeney and Associates' client, has possession of a property of equal value and size, and they would like to exchange this property with the property noted above. The exchange would allow them to develop the property for housing, and would have no impact on the existing retention basin. In addition, the exchange meets the zoning classification in this area. There being no one else present wishing to address the Board concerning this matter, the Public Hearing was closed.

OPENING OF BIDS – DONALD/FOX STORM SEWER EXTENSION (IRONWOOD DRIVE TO HOKE STREET) – PROJECT NO. 105-010 (SEWER BOND)

This was the date set for receiving and opening of sealed bids for the above referred to project. The Clerk tendered proofs of publication of Notice in the South Bend Tribune and the Tri-County News, which were found to be sufficient. The following bids were opened and publicly read:

WALSH & KELLY, INC.

24358 State Road 23
South Bend, Indiana 46614

Bid was signed by: Mr. Kevin Kelly
Non-Collusion Affidavit was in order
Non-Discrimination commitment form was completed
Five percent (5%) Bid Bond was submitted

BID: \$194,562.50
Alternates: Item 25: \$1,600.00 Each
Item 26: \$2,600.00 Each
Item 27: \$2,000.00 Each

C&E EXCAVATING

53767 County Road 9
Elkhart, Indiana 46514

Bid was signed by: Mr. Ed Bessinger
Non-Collusion Affidavit was in order
Non-Discrimination commitment form was completed
Five percent (5%) Bid Bond was submitted

BID: \$264,200.68
Alternates: Item 25: \$1,050.00 Each
Item 26: \$1,650.00 Each
Item 27: \$1,645.00 Each

RIETH-RILEY CONSTRUCTION COMPANY, INC.

2425200 State Road 23
Post Office Box 1775
South Bend, Indiana 46614

Bid was signed by: Mr. Todd Gosc
Non-Collusion Affidavit was in order
Non-Discrimination commitment form was completed
Five percent (5%) Bid Bond was submitted

BID: \$193,020.80
Alternates: Item 25: \$ 800.00 Each
Item 26: \$2,420.00 Each
Item 27: \$1,680.00 Each

HRP CONSTRUCTION, INC.

5777 Cleveland Road
Post Office Box 266
South Bend, Indiana 46624-0266

Bid was signed by: Mr. Paul Fallon
Non-Collusion Affidavit was in order
Non-Discrimination commitment form was completed
Five percent (5%) Bid Bond was submitted

BID: \$220,611.80

Alternates: Item 25: \$1,300.00 Each
Item 26: \$5,600.00 Each
Item 27: \$4,800.00 Each

HERMANN & GOETZ DBA UNDERGROUND SERVICES

225 South Lafayette Boulevard
South Bend, Indiana 46601

Bid was signed by: Mr. Thomas Herrmann
Non-Collusion Affidavit was in order
Non-Discrimination commitment form was completed
Five percent (5%) Bid Bond was submitted

BID: \$215,017.90

Alternates: Item 25: \$1,500.00 Each
Item 26: \$4,775.00 Each
Item 27: \$4,560.00 Each

Upon a motion made by Mr. Littrell, seconded by Mr. Inks and carried, the bids were referred to the Division of Engineering for review and recommendation.

OPENING OF BIDS – GOOD NEIGHBORS/GOOD NEIGHBORHOODS PUBLIC WORKS IMPROVEMENTS PROGRAM 2006 – PROJECT NO. 106-017 (GENERAL FUND)

This was the date set for receiving and opening of sealed bids for the above referred to project. The Clerk tendered proofs of publication of Notice in the South Bend Tribune and the Tri-County News, which were found to be sufficient. The following bids were opened and publicly read:

NORTHERN CONSTRUCTION SERVICES CORPORATION

Post Office Box 1299
Niles, Michigan 49120

Bid was signed by: Mr. Daniel Kulwicki, Jr.
Non-Collusion Affidavit was in order
Non-Discrimination commitment form was completed
Five percent (5%) Bid Bond was submitted

BID: Zone 1 - \$267,705.00
Zone 2 - \$243,265.00

KASER-SPRAKER CONSTRUCTION, INC.

25487 West State Road 2
South Bend, Indiana 46619

Bid was signed by: Mr. Gary Spraker
Non-Collusion Affidavit was in order
Non-Discrimination commitment form was completed
Five percent (5%) Bid Bond was submitted

BID: Zone 1 - \$275,175.00
Zone 2 – No Bid

RIETH-RILEY CONSTRUCTION COMPANY, INC.

25200 State Road 23
South Bend, Indiana 46614

Bid was signed by: Mr. Todd Kulczar
Non-Collusion Affidavit was in order
Non-Discrimination commitment form was completed
Five percent (5%) Bid Bond was submitted

BID: Zone 1 - \$270,400.00
 Zone 2 - \$270,400.00

WALSH & KELLY, INC.
24358 State Road 23
South Bend, Indiana 46614

Bid was signed by: Mr. Kevin Kelly
Non-Collusion Affidavit was in order
Non-Discrimination commitment form was completed
Five percent (5%) Bid Bond was submitted

BID: Zone 1 - \$339,200.00
 Zone 2 - \$339,200.00

SELGE CONSTRUCTIONCOMPANY, INC.
2833 South 11th Street
Niles, Michigan 49120

Bid was signed by: Mr. John Szuba
Non-Collusion Affidavit was in order
Non-Discrimination commitment form was completed
Five percent (5%) Bid Bond was submitted

BID: Zone 1 - \$270,400.00
 Zone 2 - \$261,200.00

Upon a motion made by Mr. Littrell, seconded by Mr. Inks and carried, the above bids were referred to the Division of Engineering for review and recommendation.

OPENING OF BIDS – PAINT – INTERIOR/EXTERIOR – 2006 (USER DEPARTMENTS)

This was the date set for receiving and opening of sealed bids for the above referred to paint. The Clerk tendered proofs of publication of Notice in the South Bend Tribune and the Tri-County News, which were found to be sufficient. The following bids were opened and publicly read:

SHERWIN-WILLIAMS COMPANY
1220 South Main Street
South Bend, Indiana 46601

Bid was signed by: Mr. James Talroot
Non-Collusion Affidavit was in order
Non-Discrimination commitment form was completed
Ten percent (10%) Bid Bond was submitted

BID:

Item No.	Quantity	Description	Product Code	Price
1	25	Exterior/Interior – Acrylic Latex Porch & Desk Enamel	A32W51	\$18.38
2	25	Exterior – Acrylic Latex, Flat	A36W351	\$12.50
3	50	Exterior – Acrylic Latex, Semi-Gloss	B42W111	\$14.95
4	30	Exterior – Acrylic, Latex Gloss	A8W51	\$15.55
5	50	Exterior – Latex Primer	B51W20	\$14.75
6	40	Interior – Acrylic Vinyl Latex, Gloss Enamel	B21W451	\$11.80

Item No.	Quantity	Description	Product Code	Price
7	100	Interior – Acrylic Vinyl Latex, Semi-Gloss Enamel	B31W7700	\$10.30
8	30	Interior – Acrylic Vinyl Latex, Flat Enamel	B30WF6000	\$7.50
9	40	Exterior – Oil-Alkyd, High Gloss for Metal	B54W101	\$14.75
10	50	Interior/Exterior – Gloss Alkyd Enamel Metal Paint for Wood & Metal	B54W101	14.75
11	5500	Exterior Traffic Paint - Waterbourne	STM2239	\$7.75

M.A. BRUDER AND SONS, INC. (M.A.B. PAINTS)

600 Reed Road
Broomall, Pennsylvania 19008

Bid was signed by: Mr. David Rhoads
Non-Collusion Affidavit was in order
Non-Discrimination commitment form was completed
Ten percent (10%) Bid Bond was submitted

BID:

Item No.	Quantity	Description	Product Code	Price
1	25	Exterior/Interior – Acrylic Latex Porch & Desk Enamel	MAB #077	\$10.99
2	25	Exterior – Acrylic Latex, Flat	MAB #409	\$9.39
3	50	Exterior – Acrylic Latex, Semi-Gloss	MAB #324	\$13.95
4	30	Exterior – Acrylic, Latex Gloss	MAB #043	\$14.99 *Safety Colors Extra
5	50	Exterior – Latex Primer	MAB #356958	\$10.49
6	40	Interior – Acrylic Vinyl Latex, Gloss Enamel	MAB #022	\$14.99
7	100	Interior – Acrylic Vinyl Latex, Semi-Gloss Enamel	MAB #410	\$9.29
8	30	Interior – Acrylic Vinyl Latex, Flat Enamel	MAB #402	\$6.89
9	40	Exterior – Oil-Alkyd, High Gloss for Metal	MAB #074	\$13.95 * Safety Colors Extra
10	50	Interior/Exterior – Gloss Alkyd Enamel Metal Paint for Wood & Metal	MAB #074	\$13.95 *Safety Colors Extra
11	5500	Exterior Traffic Paint - Waterbourne	MAB #1830109 1830209	\$8.49

UNITED COATINGS TECHNOLOGIES

1001 South Main Street
South Bend, Indiana 46601

Bid was signed by: Mr. James Nadolny
Non-Collusion Affidavit was in order
Non-Discrimination commitment form was completed

Ten percent (10%) Bid Bond was submitted

BID:

Item No.	Quantity	Description	Product Code	Price
1	25	Exterior/Interior – Acrylic Latex Porch & Desk Enamel	3-510	\$9.90/Per Gal.
2	25	Exterior – Acrylic Latex, Flat	6-650	\$10.50/Per Gal.
3	50	Exterior – Acrylic Latex, Semi-Gloss	6-901	\$13.60/Per Gal.
4	30	Exterior – Acrylic, Latex Gloss	6-900	\$11.97/Per Gal.
5	50	Exterior – Latex Primer	14-650	\$12.60/Per Gal.
6	40	Interior – Acrylic Vinyl Latex, Gloss Enamel	90-374	\$16.25/Per Gal.
7	100	Interior – Acrylic Vinyl Latex, Semi-Gloss Enamel	6-500	\$12.00/Per Gal.
8	30	Interior – Acrylic Vinyl Latex, Flat Enamel	6-70	\$7.22/Per Gal.
9	40	Exterior – Oil-Alkyd, High Gloss for Metal	7-814	\$16.10/Per Gal.
10	50	Interior/Exterior – Gloss Alkyd Enamel Metal Paint for Wood & Metal	7-814	\$16.10/Per Gal.
11	5500	Exterior Traffic Paint - Waterbourne	White 72W-A042 Yellow 72YA056	\$858/Per Gal. In Drums

Upon a motion made by Mr. Littrell, seconded by Mr. Inks and carried, the bids were referred to Purchasing for review and recommendation.

OPENING OF BIDS – CHLORINE/FLOURISILICIC ACID/POTASSIUM PERMANGANATE/BLENDED PHOSPHATE SEQUESTRANT (CORROSION INHIBITOR)/SALT (WATER WORKS)

This was the date set for receiving and opening of sealed bids for the above referred to chemicals. The Clerk tendered proofs of publication of Notice in the South Bend Tribune and the Tri-County News, which were found to be sufficient. The following bids were opened and publicly read:

CALCIQUEST, INC.
181 Woodlawn Avenue
Belmont, North Carolina 28012

Bid was signed by: Mr. Craig Principi
Non-Collusion Affidavit was in order
Non-Discrimination commitment form was completed
Ten percent (10%) Bid Bond was submitted

BID:

Item	Quantity	Description	Unit Price	Total Price
5	20,000 Lbs.	Blended Phosphate Sequestrant Corrosion Inhibitor	\$.99	\$19,800.00

WATER SOLUTIONS UNLIMITED, INC.
Post Office Box 347
Franklin, Indiana 46131

Bid was signed by: Mr. Nick Stanley
Non-Collusion Affidavit was in order
Non-Discrimination commitment form was completed
Ten percent (10%) Bid Bond was not submitted.
Clerk of the Board notified company to submit a Bid Bond within twenty-four (24) hours. It was noted the Bid Bond was received within the twenty-four hour time frame.

BID:

Item	Quantity	Description	Unit Price	Total Price
5	20,000 Lbs.	Blended Phosphate Sequestrant Corrosion Inhibitor	\$.97	\$19,400.00

ALEXANDER CHEMICAL CORPORATION
2525 Cabot Drive, Suite 201
Lisle, Illinois 60532-3628

Bid was signed by: Mr. Gillman Leavitt
Non-Collusion Affidavit was in order
Non-Discrimination commitment form was completed
Ten percent (10%) Bid Bond was submitted

BID:

Item	Quantity	Description	Unit Price	Total Price
1	70 Tons	Chlorine	\$490.00	\$34,300.00
2	200 Cylinders	150 lb. Cylinders/Chlorine	\$68.50	\$13,700.00
3	135 Tons	23% Fluorisilicic Acid	\$255.00	\$34,425.00
4	8000 Lbs.	55 lb. pails/free flowing Potassium Permanganate	\$2.5455	\$20,364.00

WATCON, INC.
2215 South Main Street
South Bend, Indiana 46613

Bid was signed by: Watcon, Inc.
Non-Collusion Affidavit was in order
Non-Discrimination commitment form was completed
Ten percent (10%) Bid Bond was submitted

BID:

Item	Quantity	Description	Unit Price	Total Price
5	20,000 Lbs.	Blended Phosphate Sequestrant Corrosion Inhibitor (Sodium Pyrophosphate)	\$1.05	\$21,000.00

ULRICH CHEMICAL, INC.
3111 North Post Road
Indianapolis, Indiana 46226

Bid was signed by: Ms. Suzanne Shaw
Non-Collusion Affidavit was in order
Non-Discrimination commitment form was completed
Ten percent (10%) Bid Bond was submitted

BID:

Item	Quantity	Description	Unit Price	Total Price
1	70 Tons	Chlorine	\$595.00/cyl Delivered on Tailgate – Price Firm one Year	\$41,650.00 \$750.00/each Deposit
2	200 Cylinders	150 lb. Cylinders/Chlorine	\$86.25/cyl Delivered on Tailgate – Price Firm one Year	\$17,250.00 \$100.00 each Deposit
4	8000 Lbs.	55 lb. Pails/Free flowing Potassium Permanganate	\$101.02/each Price Firm One Year	\$14,650.00

LUCIER CHEMICAL INDUSTRIES, LTD
DBA LCI LTD.

Post Office Box 49000
Jacksonville Beach, Florida 32240-9000

Bid was signed by: Ms. Betty Kendall-Jones
Non-Collusion Affidavit was in order
Non-Discrimination commitment form was completed
Ten percent (10%) Bid Bond was submitted

BID:

Item	Quantity	Description	Unit Price	Total Price
3	135 Tons	23% Fluorisilicic Acid	\$290.00/tons	\$39,150.00

SHANNON CHEMICAL
602 Jeffers Circle, Suite 116
Exton, Pennsylvania 19341-2539

Mr. Bodnar noted that the Non-Collusion Affidavit was not signed on this bid and recommended its rejection. The Bid was not read. Upon a motion made by Mr. Littrell, seconded by Mr. Inks and carried, this bid was considered non-responsive and was rejected and returned.

Upon a motion made by Mr. Littrell, seconded by Mr. Inks and carried, the bids, with the exception of Shannon Chemical, were referred to Purchasing for review and recommendation.

OPENING OF BIDS – SALE/EXCHANGE OF PROPERTY – NORTHEAST QUARTER OF SECTION 30, TOWNSHIP 37

This was the date set for receiving and opening of sealed bids for the above referred to property. The Clerk tendered proofs of publication of Notice in the South Bend Tribune and the Tri-County News, which were found to be sufficient. There were no bids received. Attorney Bodnar stated that as there were no bids received, Mr. Feeney could submit a letter bid and the Legal Department would review the proceedings for a property bid submittal. Attorney Bodnar stated the Board should accept the letter bid, and would be accepted under the conditions that the business 1) be qualified; 2) the tax roll records be checked, and 3) any accrued taxes be paid and up-to-date. Upon a motion made by Mr. Gilot, seconded by Mr. Littrell and carried, the letter bid would be accepted as long as the business qualified to bid, the check rolls be checks and any accrued taxes be paid. It was noted that Mr. Feeney submitted a letter bid at 10:10 a.m. on this date.

OPENING OF QUOTATIONS – INSTALLATION OF DEMISING WALL BETWEEN 117/119 SOUTH MICHIGAN – PROJECT NO. 106-027 (MICHIGAN STREET SHOPS FUND)

Mr. Gilot advised that this was the date set for the receiving and opening of sealed Quotations for the above referred to project. The following Quotations were opened and read:

THE ROBERT HENRY CORPORATION

404 South Frances
South Bend, Indiana 46624

Quotation was submitted by Mr. Brian Amor

QUOTATION: \$35,536.00

KASER SPRAKER CONSTRUCTION, INC.

25487 West State Road 2
South Bend, Indiana 46619

Quotation was submitted by Mr. Douglas VonGunten

QUOTATION: \$34,460.00

ZIOLKOWSKI CONSTRUCTION, INC.

1005 South Lafayette
South Bend, Indiana 46601

Quotation was submitted by Mr. Nate Marker

QUOTATION: \$40,300.00

CASTEEL CONSTRUCTION CORPORATION

23186 West Ireland Road
South Bend, Indiana 46614

Quotation was submitted by Mr. Ray Fleck

QUOTATION: \$28,890.00

Upon a motion made by Mr. Littrell, seconded by Mr. Inks and carried, the above Quotations were referred to Community & Economic Development and Engineering for review and recommendation. After reviewing those bids, Mr. Durr recommends that the Board award the contract to the lowest responsive and responsible bidder, Casteel Construction in the amount of \$28,890.00. Therefore, Mr. Inks made a motion that the recommendation be accepted and the quotation be awarded as outlined above. Mr. Littrell seconded the motion, which carried.

OPENING OF QUOTATIONS – COMPRESSOR BUILDING UNDERGROUND STORAGE TANKS REMOVAL – PROJECT NO. 106-020 (SEWAGE WORKS)

Mr. Gilot advised that this was the date set for the receiving and opening of sealed Quotations for the above referred to project. The following Quotation was opened and read:

B AND B EQUIPMENT, INC.

5750 West Brick Road
South Bend, Indiana 46628

Quotation was submitted by Mr. Bernard Bauer

QUOTATION: \$16,251.15

Upon a motion made by Mr. Littrell, seconded by Mr. Inks and carried, the above Quotation was referred to Environmental Services for review and recommendation. After reviewing the quotation, Mr. Patrick Henthorn recommends that the Board award the contract to the lowest responsive and responsible bidder, B and B Equipment in the amount of \$16,251.15. Therefore, Mr. Inks made a motion that the recommendation be accepted and the quotation be awarded as outlined above. Mr. Littrell seconded the motion, which carried.

APPROVAL OF REQUEST TO ADVERTISE FOR THE RECEIPT OF BIDS – EDISON PARK STORM SEWER SEPARATION/TITLE SHEET – PROJECT NO. 105-009 (SEWER BOND)

In a memorandum to the Board, Mr. Jason Durr, Engineering, requested permission to advertise for the receipt of bids for the above referred to project. In addition, the Title Sheet was presented for approval. Therefore, upon a motion made by Mr. Inks, seconded by Mr. Gilot, the Request to Advertise for the receipt of bids and the Title Sheet were approved.

APPROVAL OF REQUEST TO ADVERTISE FOR THE RECEIPT OF BIDS – DRIVE REPLACEMENT – RAW SEWAGE PUMP NO. 2 – WASTEWATER TREATMENT PLANT/TITLE SHEET – PROJECT NO. 106-003 (WASTEWATER CAPITAL)

In a memorandum to the Board, Mr. Patrick Henthorn, Environmental Services, requested permission to advertise for the receipt of bids for the above referred to project. In addition, the Title Sheet was presented for approval. Therefore, upon a motion made by Mr. Gilot, seconded by Mr. Littrell, the Request to Advertise for the receipt of bids and the Title Sheet were approved.

TABLE REQUEST TO AWARD QUOTATION – KENSINGTON ENTRANCE WALL – BRICK REPAIR

Ms. Marcia Qualls, Engineering, requested approval of a quotation award for the above referred to project to Masonry Restoration Specialist, Inc., 1904 Hartman Drive, South Bend, Indiana, in the amount of \$2,550.00. The Board reviewed the request and found that a policy should be set for the maintenance and repair of entrance walls for neighborhood subdivisions. Many neighborhood associations maintain the entrance facades. In this particular instance, there is not a neighborhood association or the resources in place to take care of the maintenance. Further review is required for this agenda item. Therefore, Mr. Gilot made a motion that this request be tabled. Mr. Inks seconded the motion, which carried.

APPROVE CHANGE ORDER NO. 1 (FINAL) AND PROJECT COMPLETION AFFIDAVIT – WESTERN AVENUE CORRIDOR IMPROVEMENTS – PART B – WALSH & KELLY, INC. – PROJECT NO. 104-026B (COIT)

Mr. Gilot advised that Mr. Toy Villa, Engineering, has submitted Change Order No. 1 (Final) on behalf of Walsh & Kelly, Inc., 24358 State Road 23, South Bend, Indiana, indicating that the contract amount be decreased by \$5,727.44 for a new contract sum including this Change Order in the amount of \$154,048.16. Additionally submitted was the Project Completion Affidavit indicating this new final cost. Upon a motion made by Mr. Inks, seconded by Mr. Gilot, and carried, Change Order No. 1 (Final) and the Project Completion Affidavit were approved subject to the filing of the appropriate three-year Maintenance Bond.

INTENT TO AWARD – TWENTY-EIGHT (28) POLICE PATROL VEHICLES (2006 CAPITAL BUDGET)

Mr. Matt Chlebowski, Central Services, advised the board that on February 27, 2006, bids were received and opened for the above referred to vehicles. After reviewing those bids, Mr. Chlebowski recommends that the Board award the contract to the lowest responsive and responsible bidder, Gates Chevy World, South Bend, Indiana, in the amount of \$560,140.00. Mr. Gilot made a motion that an "Intent to Award" be issued to Gates Chevy World, and a formal award would be made once the funding has been appropriated. Mr. Littrell seconded the motion, which carried.

APPROVAL OF CONTRACTS/AGREEMENTS/PROPOSALS/ADDENDA

The following Contracts/Agreements/Proposals/Addenda were approved:

TYPE	DESCRIPTION	BUSINESS	AMOUNT	MOTION/ CARRIED
Construction Contract	Vacant Lot Mowing and Maintenance	Infolink, Inc.	\$24.00 Per Lot/Approximately 169 Lots	Inks/Littrell
Program Contract	Owner Occupied Home Improvement	Community Development	\$425,000.00	Inks/Littrell
Agreement	Solid Waste Disposal	Southeast Berrien County Landfill Authority	No Change in Cost	Gilot/Littrell
Agreement	Community Garden Program – Various Lots on Orange Street	Jerry Price, Sr.		Littrell/Inks
Agreement	Community Garden Program - Various Lots on Kaley Street	Jerry Price, Sr.		Littrell/Inks
Professional Services Agreement	Financial Advisory for Sewer Revenue Bonds for Years 2006-2009 Only	Crowe Chizek	Not to Exceed \$30,000.00	Gilot/Littrell
Professional Services Agreement	Mayflower Road Trunk Sanitary Sewer Study	The Abonmarche Group	\$12,800.00	Inks/Littrell
Maintenance Agreement	Elevators at Morris Civic and Palais Royale	Otis Elevator		Gilot/Inks
Proposal	South Bend Water Works – Fiber for Lateral	Trans Tech	\$3,732.00	Gilot/Inks
Proposal	South Bend Water Works – Interior Wiring/Enclosure	Trans Tech	\$1,973.00	Gilot/Inks
Proposal	South Bend Water Works – Metronet Lateral	Trans Tech	\$2,760.00	Gilot/Inks
Proposal	South Bend Water Works – Cabinet	Trans Tech	\$1,864.00	Gilot/Inks
Proposal	South Bend Water Works – Cabinet Installation	Trans Tech	\$2,824.00	Gilot/Inks
Proposal	Morris Performing Arts – Metronet Lateral	Trans Tech	\$1,840.00	Gilot/Inks
Proposal	Organic Resources – Conduit for Metronet Lateral	Trans Tech	\$4,559.00	Gilot/Inks
Proposal	Organic Resources – Fiber for Metronet Lateral	Trans Tech	\$2,057.00	Gilot/Inks
Proposal	Organic Resources - Interior Wiring/Enclosure	Trans Tech	\$1,227.00	Gilot/Inks
Proposal	Century Center –	Trans Tech	\$2,774.00	Gilot/Inks

TYPE	DESCRIPTION	BUSINESS	AMOUNT	MOTION/ CARRIED
	Metronet Lateral			
Proposal	Animal Control – Conduit for Metronet Lateral	Trans Tech	\$3,521.00	Gilot/Inks
Proposal	Animal Control – Interior Wiring/Enclosure	Trans Tech	\$2,150.00	Gilot/Inks
Proposal	Animal Control	Trans Tech	\$1,970.00	Gilot/Inks

APPROVAL OF RESOLUTION NO. 12-2006 - APPROVING A FORM OF PROJECT AGREEMENT AND THE TRANSFER OF PROPERTY TO THE EXTENT OF THE BOARD'S AUTHORITY AND OTHER RELATED MATTERS

Upon a motion made by Mr. Gilot, seconded by Mr. Inks and carried, the following Resolution was adopted by the Board of Public Works. It was noted that the Board of Public Works will serve as an agent for the bidding process. The Board President will work with the City Engineer for negotiations of terms.

RESOLUTION NO. 12-2006

**A RESOLUTION OF THE BOARD OF PUBLIC WORKS OF THE
CITY OF SOUTH BEND, INDIANA APPROVING A FORM OF
PROJECT AGREEMENT AND THE TRANSFER OF PROPERTY TO THE EXTENT
OF THE BOARD'S AUTHORITY AND OTHER RELATED MATTERS**

WHEREAS, the South Bend Public Transportation Corporation, an Indiana municipal corporation ("TRANSPO"), desires to acquire, develop, construct and equip certain local public improvements on or near its property at 100 W. South Street, South Bend, Indiana, commonly known as the South Street Station, which improvements as more particularly described at Exhibit A (the "Project").

WHEREAS, the Project will be of substantial benefit to TRANSPO and the City as it will improve the area immediately surrounding the South Street Station whereby encouraging the use TRANSPO's services offered at the South Street Station and the redevelopment of the surrounding area; and

WHEREAS, TRANSPO has received a grant from the Build Indiana Fund, approximately Seven Hundred Thousand and 00/100 Dollars (\$700,000.00) of which it desires to use for the Project, along with any other funds made available for such purpose (collectively, the "Project Funds"); and

WHEREAS, TRANSPO has requested that the City undertake certain responsibilities and obligations, on behalf of the City and TRANSPO to assist in the completion of the Project, which obligations and responsibilities are to be set forth in a Project Agreement by and between TRANSPO and the City; and

WHEREAS, the City desires to provide for the Project by undertaking certain responsibilities and obligations to be outlined in the Agreement, including performing certain public bidding and project management function as a limited agent for TRANSPO and facilitating the completion the design work for the Project; and

WHEREAS, there has been presented a form of Project Agreement (the "Agreement") by and between TRANSPO and the City, acting by and through its Board of Public Works (the "Board") outlining those obligations and responsibilities of the City, as well as TRANSPO; and

WHEREAS, the Board desires to approve, on behalf of the City, the form of Agreement submitted to the Board with certain terms and conditions that are subject to final negotiations between the various parties and to authorize the Board's President to finalize, execute and deliver the Agreement on behalf of the City; and

WHEREAS, the City, through its Department of Redevelopment, owns a certain parking lot located at 633 S. Michigan Street in the City (the “City Lot”); and

WHEREAS, the Agreement, in its current form, provides that the City will transfer the City Lot to TRANSPO in order to provide for its revocation and efficient use as a part of the Project; and

WHEREAS, the Board, to the extent of its authority, desires to approve said transaction, to authorize the President of the Board to approve and execute any documents necessary to provide for said transfer, including a deed, and to request the South Bend Redevelopment Commission (the “Commission”), the governing body of the City’s Department of Redevelopment, to approve and effect said transfer; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF SOUTH BEND, INDIANA AS FOLLOWS:

1. The Board hereby approves, on behalf of the City the form of the Agreement presented to the Board at this meeting, and Secretary is instructed to include a copy of said Agreement with minutes of this meeting.
2. The Board hereby authorizes and directs the President of the Board to negotiate, execute and deliver the Agreement on behalf of the City in the form approved by the Board, with such changes either in form or substance as may be approved by the President with such approval to be conclusively evidenced by such execution.
3. The Board further authorizes and directs the President of the Board to negotiate, execute and deliver any documentation necessary to provide for the transfer of the City Lot to TRANSPO and to request the Commission to transfer said the City Lot to TRANSPO.
4. This Resolution shall take effect immediately upon its adoption by the Commission

ADOPTED at a meeting of the Board of Public Works of the City of South Bend, Indiana held on March 13, 2006 at 1308 County-City Building, 227 W. Jefferson Boulevard, South Bend, Indiana 46601.

BOARD OF PUBLIC WORK OF THE
CITY OF SOUTH BEND, INDIANA
s/Gary Gilot, President
s/Donald E. Inks, Member
s/Carl P. Littrell, Member

ATTEST:
s/Angela K. Jacob, Clerk

APPROVAL OF SCRAP METAL DEALERS LICENSE APPLICATIONS

The following Scrap Metal Dealers License Applications were approved and forwarded to the City Council office.

BUSINESS	ADDRESS	COMMENTS	MOTION/ CARRIED
Hurwich Iron d/b/a U.S. Scrap & Recycle	2016 West Washington	All Criteria Has Been Met	Littrell/Inks
South Bend Waste Paper	1519 South Franklin Street	Code Enforcement stated the fence was in disrepair and recommended denial	Tabled Inks/Gilot
U.S. Scrap & Recycling	1420 South Walnut Street	All Criteria Has Been Met	Inks/Gilot
South Bend Iron & Metal	429 West Indiana Avenue	Code Enforcement stated the fence was in disrepair and	Tabled Inks/Littrell

BUSINESS	ADDRESS	COMMENTS	MOTION/ CARRIED
		recommended denial	
Hurwich Iron d/b/a U.S. Scrap & Recycling	1610 Circle	All Criteria Has Been Met	Inks/Littrell
Hurwich Iron d/b/a U.S. Scrap & Recycling	1700 West Washington	All Criteria Has Been Met	Inks/Littrell
Concrete Recycling Center	1702 North Bendix Drive	All Criteria Has Been Met	Inks/Littrell

APPROVAL OF PROCESSION

The following application for a Procession was approved:

PROCESSION	SPONSOR	DATE/TIME	ROUTE	MOTION/ CARRIED
Alzheimer's Walk 2006	Alzheimer's Services of Northern Indiana, Inc.	9/23/06; 8:30 a.m. – 12:00 p.m.	Starting at Potawatomi Park South on Greenlawn, West on Mishawaka Avenue, Southwest on Longfellow Street, Northwest on Beyer Avenue, Southeast on Northside Boulevard, South on Greenlawn Avenue to Potawatomi Park	Gilot/Inks

APPROVAL OF RECOMMENDATION - TO ENCROACH ONTO PUBLIC RIGHT-OF-WAY – INSTALLATION OF SIGN – 119 NORTH MICHIGAN – BURKHART ADVERTISING

Mr. Gilot advised that the Board is in receipt of favorable recommendations from the Division of Engineering, Police Department, Building Commissioner, Fire Department and the Legal Department for a request to install a sign at the above referred to location. Upon a motion made by Mr. Inks, seconded by Mr. Littrell, and carried, the recommendation was approved.

FAVORABLE RECOMMENDATION - PETITION TO VACATE AN ALLEY – FIRST NORTH/SOUTH ALLEY EAST OF ST. PETER STREET, FROM LASALLE TO FIRST EAST/WEST ALLEY

Mr. Littrell indicated that Ms. Rachel Robinson, Veritas Academy, 814 East LaSalle, South Bend, Indiana, has submitted a request to vacate the above referred to alley. Mr. Gilot advised that the Board is in receipt of favorable recommendations concerning this Vacation Petition from the Police Department, Fire Department, Sanitation, Department of Economic Development and the Department of Public Works. The Area Plan Commission stated that the vacation would hinder the growth and orderly development of the two adjacent businesses contiguous to the alley, which uses the alley for dumpster pick up and vehicle parking. Area Plan also stated that the vacation would prevent access to the lands of the adjacent two businesses by means of the public alley way, and would hinder the use of the public way by the neighborhood in which it is located. The Area Plan Commission stated that safety cones have been utilized in the alley to temporarily restrict vehicle access as the Veritas Academy released children for parent pick up and this appears to be a good compromise for promoting traffic safety while allowing the two adjacent businesses to use the alley. The Board of Public Works gave an unfavorable recommendation as, Veritas Academy will be moving from this location shortly. The Board would not grant a vacation for a short-term resident. However, the Division of Engineering is willing to work with Veritas Academy in regard to the safety and security of the Academy. Therefore, Mr. Gilot made a motion that the Clerk send a letter to the petitioner regarding the recommendations. Mr. Inks seconded the motion which carried.

TO VACATE A STREET – EDGEWOOD DRIVE FROM EDISON TO DEAD END

Mr. Littrell indicated that Mr. Bernie Feeney, South Bend, Indiana, has submitted a request to vacate the above referred to street. Mr. Gilot advised that the Board is in receipt of favorable recommendations concerning this Vacation Petition from the Police Department, Fire Department, Sanitation, Department of Economic Development and the Department of Public Works. The Division of Engineering stated the petitioner should prepare a title search to determine how vacated land will be disposed if vacated. Community and Economic Development stated the vacation of the street would cut off access to Lot 11. Even though Lots No. 1 and 11 are under common ownership, Lot 11 could not be sold separately since the address would be removed. Therefore, Mr. Gilot made a motion that the Clerk send a letter to the petitioner regarding the recommendations. Mr. Inks seconded the motion which carried.

ADOPT RESOLUTION NO. 8-2006 – DISPOSAL OF CITY-OWNED PROPERTY

Upon a motion made by Mr. Gilot, seconded by Mr. Inks and carried, the following Resolution was adopted by the Board of Public Works:

RESOLUTION NO. 08-2006

WHEREAS, I.C. 36-9-6-1 gives the Board of Public Works of the City of South Bend the right and duty to have custody of, control of, use of, and dispose of in accordance with Indiana statutes, all real and personal property owned by the City of South Bend; and

WHEREAS, the Common Council of the City of South Bend passed as amended on January 11, 1988, Ordinance No. 7847-88 which mandates the Board of Public Works of the City of South Bend to determine that the sidearm of a police officer who retires in good standing is surplus property and no longer useful to the City of South Bend; and

WHEREAS, **SERGEANT JEROME KRECZMER** retired from the South Bend Police Department after more than thirty-nine (39) years of service and the Board of Public Safety of the City of South Bend has determined that he has retired in good standing; and

WHEREAS, I.C. 5-22-22-1 permits and establishes procedure for disposal of personal property which is no longer needed by the City and which is unfit for the purpose for which it was intended;

NOW, THEREFORE, BE IT RESOLVED by the Board of Public Works of the City of South Bend that sidearm Serial No. AL50114 a .40 caliber Sig-Sauer sidearm, is no longer needed by the City and is unfit for the purpose for which it was intended and has an estimated fair market value of less than Five Hundred Dollars (\$500.00).

BE IT FURTHER RESOLVED that said property be disposed of and removed from the City inventory.

ADOPTED this 13th Day of March 2006.

BOARD OF PUBLIC WORKS

s/Gary A. Gilot, President

s/Carl P. Littrell, Member

s/Donald E. Inks, Member

ATTEST:

s/Angela K. Jacob, Clerk

ADOPT RESOLUTION NO. 9-2006 – ADOPTING A WRITTEN FISCAL PLAN AND ESTABLISHING A POLICY FOR THE PROVISION OF SERVICES TO AN ANNEXATION AREA IN CENTRE TOWNSHIP (KENDALL WEISS, LLP ANNEXATION AREA)

Upon a motion made by Mr. Gilot, seconded by Mr. Littrell and carried, the following Resolution was adopted by the Board of Public Works:

RESOLUTION NO. 9-2006

A RESOLUTION OF THE BOARD OF PUBLIC WORKS OF THE CITY OF
SOUTH BEND, INDIANA ADOPTING A WRITTEN FISCAL PLAN AND
ESTABLISHING A POLICY FOR THE PROVISION OF SERVICES TO AN
ANNEXATION AREA IN CENTRE TOWNSHIP
(KENDALL WEISS, LLP ANNEXATION AREA)

WHEREAS, there has been submitted to the Common Council of the City of South Bend, Indiana, an Ordinance and a petition by all (100%) property owners which proposes the annexation of real estate located in Centre Township, St. Joseph County, Indiana, which is more particularly described at Table 2, page 12 of Exhibit "A" attached hereto; and

WHEREAS, the territory proposed to be annexed encompasses approximately 69.94 acres of vacant, unimproved land, which property is at least 12.5% contiguous to the current City limits, i.e., approximately 18% contiguous, generally located adjacent to and west of the current Lafayette Falls residential development. It is anticipated that the annexation area will be developed as a residential subdivision. This residential use will require a basic level of municipal public services of a non-capital improvement nature, including street and road maintenance, street sweeping, flushing, snow removal, and sewage collection, as well as services of a capital improvement nature, including street and road construction, street lighting, a sanitary sewer system, a water distribution system, and a storm water system and drainage plan; and

WHEREAS, the Board of Public Works now desires to establish and adopt a fiscal plan and establish a definite policy showing: (1) the cost estimates of services of a non-capital nature, including street and road maintenance, street sweeping, flushing, and snow removal, and sewage collection, and other non-capital services normally provided within the corporate boundaries; and services of a capital improvement nature including street and road construction, street lighting, a sanitary sewer extension, a water distribution system, and a storm water system to be furnished to the territory to be annexed (2) the method(s) of financing those services; (3) the plan for the organization and extension of those services; (4) that services of a non-capital nature will be provided to the annexed area within one (1) year after the effective date of the annexation, and that they will be provided in a manner equivalent in standard and scope to similar non-capital services provided to areas within the corporate boundaries of the City of South Bend, regardless of similar topography, patterns of land use, and population density; (5) that services of a capital improvement nature will be provided to the annexed area within three (3) years after the effective date of the annexation within the same manner as those services are provided to areas within the corporate boundaries of the City of South Bend regardless of similar topography, patterns of land use, or population density, and in a manner consistent with federal, state and local laws, procedures, and planning criteria; and (6) the plan for hiring the employees or other governmental entities whose jobs will be eliminated by the proposed annexation.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF SOUTH BEND, INDIANA, AS FOLLOWS:

Section I. It is in the best interest of the City of South Bend and the area proposed to be annexed that the real property described more particularly at Table 2, page 12 of Exhibit "A" attached hereto be annexed to the City of South Bend.

Section II. That it shall be and hereby is now declared and established that it is the policy of the City of South Bend, by and through its Board of Public Works, to furnish to said territory services of a non-capital nature, such as street and road maintenance, street sweeping, flushing, and snow removal, within one (1) year of the effective date of the annexation in a manner equivalent in standard and scope to services furnished by the City to other areas of the City regardless of similar topography, patterns of land utilization, and population density; and to furnish to said territory, services of a capital improvement nature such as street and road construction, a street light system, a

sanitary sewer system, a water distribution system, a storm water system and drainage plan, within three (3) years of the effective date of the annexation in the same manner as those services are provided to areas within the corporate boundaries of the City of South Bend regardless of similar topography, patterns of land use, or population density.

Section III. That the Board of Public Works shall and does hereby now establish and adopt the Fiscal Plan, attached hereto as Exhibit "A", and made a part hereof, for the furnishing of said services to the territory to be annexed, which provides, among other things, that the public sanitary sewer network is available with capacity sufficient to service this area; that an additional water main line will be needed to service this area as well as the previously annexed Mark J. Halacz Annexation Area as noted in the Halacz annexation report of April 12, 2005; that street lighting and an extended street network will be installed at the developer's expense; and that a street drainage plan will be also be planned, provided and paid for by the developer subject to compliance with state and local law.

Section IV. It is recommended that the developer be required to grant a 15 foot easement along the entire western length of the Annexation Area as part of a potential regional green way system, and for the recreational benefit of residents.

Adopted the 13th day of March 2006.

BOARD OF PUBLIC WORKS
OF THE CITY OF SOUTH BEND, INDIANA

s/Gary Gilot, President
s/Carl Littrell, Member
s/Donald E. Inks, Member

ADOPT RESOLUTION NO. 11-2006 – TRADE-IN OF CITY OWNED PROPERTY
ON PROPEY OF SIMILAR NATURE

Upon amotion made by Mr. Gilot, seconded by Mr. Littrell and carried, the following Resolution was adopted by the Board of Public Works:

RESOLUTION NO. 11-2006

A RESOLUTION OF THE SOUTH BEND BOARD OF PUBLIC WORKS
APPROVING THE TRADE-IN OF CITY-OWNED PROPERTY
ON PROPERTY OF SIMILAR NATURE

WHEREAS, it has been determined by the Board of Public Works of the City of South Bend that the following described property is unfit for the purpose for which it was intended and should be traded-in for property of a similar nature:

ONE (1) UNIT 227, 1994 INTERNATIONAL DUMP TRUCK
VIN 1HTGCN2T5RH552251

ONE (1) UNIT 268, 1993 FORD DUMP TRUCK, VIN 1FDZW82E1PVA25639

ONE (1) UNIT SN488, 1996 FORD JET RODDER
VIN 1FDYR82E7TVA02458

WHEREAS, it has been determined by the Board of Public Works of the City of South Bend that the following described property is of a similar nature to the above-described property and should be traded with the above-described property:

TO BE DETERMINED

WHEREAS, I.C. 36-1-11-9 authorizes the Board of Public Works to trade in or exchange City-owned property for partial or full reduction in the purchase price of property of similar nature.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF SOUTH BEND, AS FOLLOWS:

1. The following described property shall be traded-in for the following described property of a similar nature:

PROPERTY TO BE TRADED:

ONE (1) UNIT 227, 1994 INTERNATIONAL DUMP TRUCK
VIN 1HTGCN2T5RH552251

ONE (1) UNIT 268, 1993 FORD DUMP TRUCK, VIN 1FDZW82E1PVA25639

ONE (1) UNIT SN488, 1996 FORD JET RODDER
VIN 1FDYR82E7TVA02458

2. That the traded in or exchanged property, to wit:

TO BE DETERMINED

shall be removed from the inventory of the City of South Bend and will be duly recorded upon receipt of the new property. A subsequent Resolution of the new property will be recorded.

ADOPTED this 13th day of March 2006.

BOARD OF PUBLIC WORKS

s/Gilot, President

s/Carl P. Littrell, Member

s/Donald E. Inks, Member

ATTEST:

s/Angela K. Jacob, Clerk

RELEASE OF EASEMENT AND DEDICATION OF EASEMENT – NORTHWEST
CORNER OF VIRIDIAN DRIVE AND BENDIX DRIVE

The Release is for a storm sewer which runs under an office building at this location. Upon a motion made by Mr. Gilot, seconded by Mr. Inks, and carried, the above referred to Release of Easement was approved.

APPROVE TRAFFIC CONTROL DEVICE

Upon a motion made by Mr. Gilot, seconded by Mr. Littrell and carried, the following traffic control device was approved:

NEW INSTALLATION:	Handicap Reserved Parking Signs
LOCATION:	2206 Hollywood Place
REMARKS:	All Criteria has been Met

FILING OF SAFETY REPORTS – DEPARTMENT OF PUBLIC WORKS

The Division of Environmental Services, Street Department, Division of Engineering, Water Works and Equipment Services submitted Safety Reports for February 2006. These reports will reflect injuries/accidents for each month and provide for a comparison. There being no further discussion, upon a motion made by Mr. Gilot, seconded by Mr. Inks and carried, the reports were accepted and filed.

FILING OF MONTHLY REPORT – ENVIRONMENTAL SERVICES

Mr. Jack Dillon, Director of Environmental Services, submitted a report for the Division of Environmental Services, for the Wastewater Treatment Plant, Organic Resources, Solid Waste and Sewer Repair, for the month of February 2006. There being no further discussion, upon a motion made by Mr. Gilot, seconded by Mr. Inks and carried, the monthly reports were accepted and filed.

FILING OF MONTHLY REPORT – WATER WORKS

Mr. Andy Wierzbicki, Water Works, submitted a report for the month of February 2006. There being no further discussion, upon a motion made by Mr. Gilot, seconded by Mr. Inks and carried, the monthly reports were accepted and filed.

APPROVE CONSENT TO ANNEXATION AND WAIVER OF RIGHTS TO
REMONSTRATE AND ACKNOWLEDGMENT OF CITY COMPACT FEES –
SEWER AND WATER

Mr. Gilot stated that the Board is in receipt of a Consent to Annexation and Waiver of Right to remonstrate as submitted by Green Label Development, LLC, 828 East Jefferson Boulevard, South Bend, Indiana. The Consent indicates that in consideration for

permission to tap into public sanitary water and sewer system of the City, to provide sanitary water and sewer service to lots 3, 4 and 5 and Outlot A in the Homestead Farms Major Subdivision, South Bend, Indiana, Green Label Development, LLC, waives and releases any and all right to remonstrate against or oppose any pending or future annexation of the property by the City of South Bend. Therefore, Mr. Gilot made a motion that the Consent be approved. Mr. Littrell seconded the motion, which carried.

FILING OF CERTIFICATES OF INSURANCE

Upon a motion made by Mr. Gilot, seconded by Mr. Inks, and carried, the following Certificates of Insurance were accepted for filing:

Bruce Carter Assoc., LLC & BCA Consultants, Inc. Elkhart, Indiana	Steamatic of Northern Indiana Mishawaka, Indiana
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Schumacher Homes of Indiana, Inc. Ft. Wayne, Indiana	Kimbles Plumbing Contractor South Bend, Indiana
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John Pairitz d/b/a Indianian
Woodcrafts
Walkerton, Indiana

APPROVE INDUSTRIAL WASTEWATER DISCHARGE PERMIT RENEWAL

In a Memorandum to the Board, Mr. Ken Zmudzinski, Pretreatment Coordinator, Division of Environmental Services, submitted the following Wastewater Discharge Permit Renewal and recommended approval:

Univar USA, Inc.
59865 Market Street
South Bend, Indiana

Upon a motion made by Mr. Littrell, seconded by Mr. Inks and carried, the Industrial Wastewater Discharge Permit Renewal was approved.

APPROVE AND/OR RELEASE BONDS

Mr. Anthony Molnar, Engineer, Division of Engineering, recommended that the following License & Permit, Contractor and Excavation Bonds be approved and/or released as follows:

BOND OF CONTRACTOR

Schumacher Homes of Indiana, Inc.	Approved Effective March 1, 2006, Pursuant to Resolution No. 100-2000
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Shorts Concrete	Approved Effective February 27, 2006, Pursuant to Resolution No.100-2000
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BOND OF EXCAVATION

Schumacher Homes of Indiana, Inc.	Approved Effective March 1, 2006, Pursuant to Resolution No. 100-2000
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Kimbles Plumbing Contractor	Approved Effective March 6,2006, Pursuant to Resolution No. 100-2000
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LICENSE AND PERMIT BOND

Watterud, Inc.	Released Effective March 13, 2006
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Upon a motion made by Mr. Gilot, seconded by Mr. Littrell and carried, the bonds were released and/or approved as noted above.

APPROVE CLAIMS

Mr. Gilot stated that the following claims were submitted to the board for approval:

Name	Amount of Claim	Date
City of South Bend	\$1,142,981.06	March 6, 2006
City of South Bend	\$1,403,919.64	March 13, 2006
St. Joseph County Housing Consortium	\$11,900.00	February 28, 2006
St. Joseph County Housing Consortium	\$2,491.44	February 17, 2006

Mr. Gilot made a motion that the claims be approved and the reports as submitted be filed. Mr. Inks seconded the motion, which carried.

ADJOURNMENT

There being no further business to come before the Board, upon a motion made by Mr. Gilot, seconded by Mr. Inks and carried, the meeting adjourned at 11:06 a.m.

BOARD OF PUBLIC WORKS
s/Gilot, President
s/Carl P. Littrell, Member
s/Donald E. Inks, Member

ATTEST:
s/Angela K. Jacob, Clerk